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*Via Facsimile and First Class Mail*

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November 16, 2007

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Re: John A. Aretakis v. Robert Durivage, Timothy Nugent, Town of North Greenbush  
and Robert D. Wells  
USDC/SDNY  
Case No. 07-cv-5444  
Hon. Shira A. Scheindlin

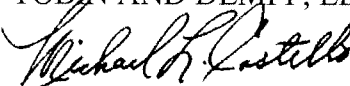
Dear Counselors:

Our office was advised by Arie M. Rubenstein, Esq., law clerk to Hon. Shira A. Scheindlin, that a pre-motion conference has been scheduled for Friday, November 30, 2007 at 3:30 p.m. in court room 15C, U.S. Courthouse, 500 Pearl Street, New York, New York. We have been requested by Mr. Rubenstein to advise counsel of record regarding this appearance.

Mr. Rubenstein also advised that counsel of record would have three days to file a response to the pre-motion conference request filed by our office on October 30, 2007 regarding the proposed change of venue motion. Mr. Rubenstein also requested that we advise that the disqualification motion made by Mr. Aretakis should be addressed in a pre-motion request letter. The conference on November 30, 2007, will address the proposed motions involving venue and disqualification.

Thank you for your attention to this matter.

Very truly yours,

TOBIN AND DEMPFF, LLP  
  
Michael L. Costello

MLC/slc

cc: Arie M. Rubenstein, Esq.